



Post Office Box 320  
Huntington, WV 25708  
Telephone: 304.525.5700

Donald B. O'Dell  
dodell@odellmediation.com

May 10, 2024

File No: 24-021



Rory L. Perry, II, Clerk  
UNITED STATES DISTRICT COURT  
845 Fifth Avenue, Room 101  
Huntington, WV 25701

Re: Jane Roe v. Marshall University Board of Governors  
In the United States District Court for the Southern District of West Virginia  
Civil Action No: 3:22-cv-00532

Dear Mr. Perry:

As you may know, the parties contacted me and requested that I mediate the above-referenced matter pending before Judge Chambers and scheduled for trial on August 6, 2024. Pursuant to LR Civ P 16.6.8, I submit the following report.

On April 29, 2024, a mediation session was conducted. The parties negotiated openly and knowledgeably about the case. Following the mediation session, additional attempts were made toward resolution. These negotiations resulted in progress toward settlement; however, ultimately an impasse was reached. Suffice it to say that the parties have very different evaluations of this case.

I am pleased to be of service to the parties, counsel and the Court and am willing to remain involved as the mediator for purposes of the possibility of future negotiations. Should you or Judge Chambers have any questions regarding mediation efforts to date, please do not hesitate to contact me.

Sincerely,

A handwritten signature in blue ink, appearing to be "Donald B. O'Dell". The signature is stylized with a large, looped initial "D".

Donald B. O'Dell

DBO:tgc

cc: The Honorable Robert C. Chambers  
UNITED STATES DISTRICT COURT  
845 Fifth Avenue  
Huntington, WV 25701-2014



Rory L. Perry, II, Clerk  
May 10, 2024  
Page 2

cc: [rdonovan@hfdrlaw.com](mailto:rdonovan@hfdrlaw.com)  
Ryan McCune Donovan, Esquire  
HISSAM FORMAN DONOVAN RITCHIE PLLC  
P.O. Box 3983  
Charleston, WV 25339

[poxley@oxleylawwv.com](mailto:poxley@oxleylawwv.com)  
Perry W. Oxley, Esquire  
OXLEY RICH SAMMONS, PLLC  
517 9th Street, Suite 1000  
Huntington, WV 25701